

**INFORMATION DISCLOSURE STATEMENT**

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|----------------|---|---|
| Applicant | : | Bernhard B. Sterling et al. |
| App. No. | : | 10/055,875 |
| Filed | : | January 21, 2002 |
| For | : | REAGENT-LESS WHOLE-BLOOD GLUCOSE METER |
| Examiner | : | Roy Punnoose |
| Group Art Unit | : | 2877 |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing 6 references that are also enclosed.

This Information Disclosure Statement is being filed after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of a Notice of Allowance under § 1.311. This Statement is accompanied by the fee set forth in 37 C.F.R. § 1.17(p). The Commissioner is hereby authorized to charge any additional fees which may be required or to credit any overpayment to Account No. 11-1410. A certification under 37 C.F.R. § 1.97(e) is set forth below.

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(2)

I hereby certify that no item of information contained in this Statement was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this Information Disclosure Statement.

01/15/2004 RNEBRAHT 00000051 10055875

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180.00 DP

Appl. No. : 10/055,875
Filed : January 21, 2002

Docket No. OPTIS.039A
Customer No. 20,995

Respectfully submitted,
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Jan. 13, 2004

By: Mark Kertz
Mark J. Kertz
Registration No. 43,711
Attorney of Record
Customer No. 20,995
(949) 760-0404

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|---|--|-------------------------------|
| FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY) | ATTY. DOCKET NO. OPTIS.039A | APPLICATION NO. 10/055,875 |
| | APPLICANT Bernhard B. Sterling et al. | |
| | FILING DATE January 21, 2002 | GROUP 2877 |

| U.S. PATENT DOCUMENTS | | | | | | | |
|-----------------------|---|-----------------|---------|-----------------|-------|----------|---------------------------------|
| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE (IF APPROPRIATE) |
| | 1 | 6,122,052 | 9/19/00 | Barnes et al. | | | |
| | 2 | 6,049,762 | 4/11/00 | Ganz et al. | | | |
| | 3 | 5,036,198 | 7/30/91 | Spaeth | | | |
| | 4 | 4,563,090 | 1/7/86 | Witte | | | |
| | 5 | 4,464,051 | 8/7/84 | Talmadge et al. | | | |
| | 6 | 4,342,516 | 8/3/82 | Chamran et al. | | | |

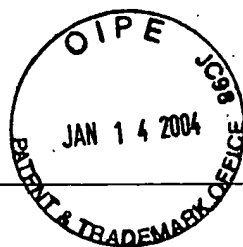
| FOREIGN PATENT DOCUMENTS | | | | | | | | |
|--------------------------|---|-----------------|------|---------|-------|----------|-------------|----|
| EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION | |
| | | | | | | | YES | NO |
| | 7 | | | | | | | |

| EXAMINER INITIAL | OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.) | | | | | | |
|---------------------|--|--|--|--|--|--|--|
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|--|-----------------|
| EXAMINER | DATE CONSIDERED |
| *EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT. | |

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Docket No.: OPTIS.039A



Customer No.: 20,995

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INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

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P.O. Box 1450
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Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) An Information Disclosure Statement.
- (X) Form PTO-1449 with 6 references.

The fee has been calculated as shown below:

| FEE CALCULATION | | | | |
|--------------------|-----------|--------------|----------------------|--------------|
| FEE TYPE | | FEE CODE | CALCULATION | TOTAL |
| Total Claims | 51 - 51 = | 2202 (\$9) | x 9 = | \$ |
| Independent Claims | 3 - 3 = | 2201 (\$43) | x 43 = | \$ |
| Multiple Claim | | 2203 (\$145) | | \$ |
| 1 Month Extension | | 2251 (\$55) | | \$ |
| 2 Month Extension | | 2252 (\$210) | | \$ |
| 3 Month Extension | | 2253 (\$475) | | \$ |
| Fee for IDS | | (\$180) | | \$180 |
| | | | TOTAL FEE DUE | \$180 |

- (X) A check in the amount of \$180 is enclosed.
- (X) Return prepaid postcard.

The present application qualifies for small entity status under 37 C.F.R. § 1.27.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Mark Kertz

Mark J. Kertz

Registration No. 43,711

Attorney of Record

Customer No. 20,995

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